

512 Rec'd PCT/PTO 26 MAY 1999

SUBSTITUTE FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

08291/600001

U.S. APPLICATION NO (IF KNOWN)

09/308860

INTERNATIONAL APPLICATION NO.  
PCT/GB97/03317INTERNATIONAL FILING DATE  
03 December 1997PRIORITY DATE CLAIMED  
04 December 1996

## TITLE OF INVENTION

METHOD FOR CONTROLLING AND REMOVING DUST AND OTHER PARTICLES FROM A MATERIAL

## APPLICANT(S) FOR DO/EO/US

McKECHNIE, Malcolm Tom; GAYNOR, Paul Terence; HUGHES, John Farrell; and  
SWINGLER, Jonathan

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ A translation of amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (UNSIGNED)
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other documents or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

- 1) PCT - International Preliminary Examination Report (dated)  
13 October 1998

"EXPRESS MAIL" Mailing Label Number EE64729394US

Date of Deposit

May 26, 1999

I hereby certify under 37 CFR 4.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Francisco Robles  
Francisco Robles

U.S. APPLICATION NO. (IF KNOWN)

INTERNATIONAL APPLICATION NO.  
PCT/GB97/03317ATTORNEY'S DOCKET NUMBER  
05291/600001

## 17. The following fees are submitted:

Basic National Fee (37 CFR 1.492(a)(1)-(5)):

Search report has been prepared by the EPO or JPO ..... \$ 840

International preliminary examination fee paid to USPTO (37 CFR 1.482)..... \$ 670

No international preliminary examination fee paid to USPTO (37 CFR 1.482)  
but international search fee paid to USPTO (37 CFR 1.445(a)(2))..... \$ 760Neither international preliminary examination fee (37 CFR 1.482) nor  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$ 970International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(2) to (4)..... \$ 96

ENTER APPROPRIATE BASIC FEE AMOUNT

CALCULATIONS PTO USE ONLY

\$ 970.00

Surcharge of \$130 for furnishing the oath or declaration later than ☐ 20 ☐ 30 mos  
from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 00.00

CLAIMS

NUMBER FILED

NUMBER EXTRA

RATE

TOTAL CLAIMS

32 - 20

12

x \$ 18

\$ 216.00

INDEPENDENT CLAIMS

6 - 3

3

x \$ 78

\$ 234.00

MULTIPLE DEPENDENT CLAIM(S) (if applicable)

+ \$260

\$ 0.00

TOTAL OF ABOVE CALCULATIONS

\$1,420.00

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity  
statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28.)

\$ 0.00

SUBTOTAL

\$1,420.00

Processing fee of \$130 for furnishing the English Translation later than  
☐ 20 ☐ 30 mos. from the earliest claimed priority date (37 CFR 1.492(f))

\$ 0.00

TOTAL NATIONAL FEE

\$1,420.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment  
must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).

\$ 0.00

TOTAL FEES ENCLOSED

\$1,420.00

Amount to be  
refunded

Charged

- a. ☒ A check in the amount of \$1,420.00 to cover the above fees is enclosed.  
b. ☐ Please charge my Deposit Account No. 06-1050 in the amount of \$ \_\_\_\_\_ to cover the  
above fees. A duplicate copy of this sheet is enclosed.  
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or  
credit any overpayment to Deposit Account No. 06-1050. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive  
(37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

FREDERICK H. RABIN  
FISH & RICHARDSON P.C.  
45 ROCKEFELLER PLAZA, SUITE 2800  
NEW YORK, NEW YORK 10111

SIGNATURE

Frederick H. Rabin

NAME

24,488

REGISTRATION NUMBER